

Calendar No. 196

107TH CONGRESS
1ST SESSION

S. 1543

[Report No. 107–85]

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2002, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 15, 2001

Ms. LANDRIEU, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2002, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the

1 District of Columbia for the fiscal year ending September
2 30, 2002, and for other purposes, namely:

3 FEDERAL FUNDS

4 FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

5 For a Federal payment to the District of Columbia,
6 to be deposited into a dedicated account, for a nationwide
7 program to be administered by the Mayor, for District of
8 Columbia resident tuition support, \$17,000,000, to remain
9 available until expended: *Provided*, That such funds, in-
10 cluding any interest accrued thereon, may be used on be-
11 half of eligible District of Columbia residents to pay an
12 amount based upon the difference between in-State and
13 out-of-State tuition at public institutions of higher edu-
14 cation, or to pay up to \$2,500 each year at eligible private
15 institutions of higher education: *Provided further*, That the
16 awarding of such funds may be prioritized on the basis
17 of a resident's academic merit, the income and need of
18 eligible students and such other factors as may be author-
19 ized: *Provided further*, That the District of Columbia gov-
20 ernment shall establish a dedicated account for the Resi-
21 dent Tuition Support Program that shall consist of the
22 Federal funds appropriated to the Program in this Act
23 and any subsequent appropriations, any unobligated bal-
24 ances from prior fiscal years, and any interest earned in
25 this or any fiscal year: *Provided further*, That the account

1 shall be under the control of the District of Columbia
 2 Chief Financial Officer who may use those funds solely
 3 for the purposes of carrying out the Resident Tuition Sup-
 4 port Program: *Provided further*, That the Resident Tuition
 5 Support Program Office and the Office of the Chief Fi-
 6 nancial Officer shall provide a quarterly financial report
 7 to the Committees on Appropriations of the Senate and
 8 House of Representatives for these funds showing, by ob-
 9 ject class, the expenditures made and the purpose there-
 10 for: *Provided further*, That not more than seven percent
 11 of the amount provided herein for this program may be
 12 used for administrative expenses.

13 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

14 COURTS

15 For salaries and expenses for the District of Colum-
 16 bia Courts, \$140,181,000, to be allocated as follows: for
 17 the District of Columbia Court of Appeals, \$8,003,000,
 18 of which not to exceed \$1,500 is for official reception and
 19 representation expenses; for the District of Columbia Su-
 20 perior Court, \$72,694,000, of which not to exceed \$1,500
 21 is for official reception and representation expenses; for
 22 the District of Columbia Court System, \$31,634,000, of
 23 which not to exceed \$1,500 is for official reception and
 24 representation expenses; and \$27,850,000 for capital im-
 25 provements for District of Columbia courthouse facilities:

1 *Provided*, That notwithstanding any other provision of
2 law, all amounts under this heading shall be apportioned
3 quarterly by the Office of Management and Budget and
4 obligated and expended in the same manner as funds ap-
5 propriated for salaries and expenses of other Federal
6 agencies, with payroll and financial services to be provided
7 on a contractual basis with the General Services Adminis-
8 tration (GSA), said services to include the preparation of
9 monthly financial reports, copies of which shall be sub-
10 mitted directly by GSA to the President and to the Com-
11 mittees on Appropriations of the Senate and House of
12 Representatives, the Committee on Governmental Affairs
13 of the Senate, and the Committee on Government Reform
14 of the House of Representatives: *Provided further*, That
15 after providing notice to the Committees on Appropria-
16 tions of the Senate and House of Representatives, the Dis-
17 trict of Columbia Courts may reallocate not more than
18 \$1,000,000 of the funds provided under this heading
19 among the items and entities funded under such heading:
20 *Provided further*, That of this amount not less than
21 \$23,315,000 is for activities authorized under S. 1382, the
22 District of Columbia Family Court Act of 2001: *Provided*
23 *further*, That of the funds made available for the District
24 of Columbia Superior Court, \$6,603,000 may remain
25 available until September 30, 2003: *Provided further*, That

1 of the funds made available for the District of Columbia
 2 Court System, \$485,000 may remain available until Sep-
 3 tember 30, 2003: *Provided further*, That of the funds
 4 made available for capital improvements, \$21,855,000
 5 may remain available until September 30, 2003.

6 ADMINISTRATIVE PROVISIONS

7 Section 11–1722(a), District of Columbia Code, is
 8 amended in the first sentence by striking “, subject to the
 9 supervision of the Executive Officer”.

10 Section 11–1723(a)(3), District of Columbia Code, is
 11 amended by striking “and the internal auditing of the ac-
 12 counts of the courts”.

13 The Victims of Violent Crime Compensation Act of
 14 1996 (D.C. Code, sec. 3–421 et seq. (1981 Ed., 1999
 15 Supp.) as amended by Public Law 106–113, § 160 and
 16 Public Law 106–554, § 1(a)(4), H.R. 5666, Division A,
 17 Chapter 4, § 403) is amended: (a) in section 2 (D.C. Code,
 18 sec. 3–421 (1981 Ed., 1999 Supp.)), as amended by Dis-
 19 trict of Columbia Law 13–172, § 202(a) (except for para-
 20 graph (6)); (b) in section 7(c) (D.C. Code, sec. 3–426(c)
 21 (1981 Ed., 1999 Supp.)), as amended by District of Co-
 22 lumbia Law 13–172, § 202(b); (c) in section 8 (D.C. Code,
 23 sec. 3–427 (1981 Ed., 1999 Supp.)), as amended by Dis-
 24 trict of Columbia Law 13–172, § 202(c); and (d) in section

1 16(e) (D.C. Code, sec. 3–435(e) (1981 Ed., 1999 Supp.)),
 2 to read as follows:

3 “(e) All compensation and attorneys’ fees awarded
 4 under this chapter shall be paid from, and subject to, the
 5 availability of monies in the Fund. No more than five per-
 6 cent of the total amount of monies in the Fund shall be
 7 used to pay administrative costs necessary to carry out
 8 this chapter.”.

9 Section 11–2604, District of Columbia Code, is
 10 amended:

11 (1) in subsection (a), by striking “50” and in-
 12 serting “75”; and

13 (2) in subsection (b)—

14 (A) by striking “1300” each time it ap-
 15 pears and inserting “1900”;

16 (B) by striking “2450” each time it ap-
 17 pears and inserting “3600”.

18 Section 16–2326.1(b), District of Columbia Code
 19 (1997 Repl.), is amended—

20 (1) by striking “1,100” each time it appears
 21 and inserting “1,600”;

22 (2) in paragraph (3), by striking “1,500” and
 23 inserting “2,200”; and

24 (3) in paragraph (4), by striking “750” and in-
 25 serting “1,100”.

3 For payments authorized under section 11–2604 and
4 section 11–2605, D.C. Code (relating to representation
5 provided under the District of Columbia Criminal Justice
6 Act), payments for counsel appointed in proceedings in the
7 Family Division of the Superior Court of the District of
8 Columbia under chapter 23 of title 16, D.C. Code, and
9 payments for counsel authorized under section 21–2060,
10 D.C. Code (relating to representation provided under the
11 District of Columbia Guardianship, Protective Pro-
12 ceedings, and Durable Power of Attorney Act of 1986),
13 \$39,311,000, to remain available until expended: *Pro-*
14 *vided*, That the funds provided in this Act under the head-
15 ing “Federal Payment to the District of Columbia Courts”
16 (other than the \$27,850,000 provided under such heading
17 for capital improvements for District of Columbia court-
18 house facilities) may also be used for payments under this
19 heading: *Provided further*, That in addition to the funds
20 provided under this heading, the Joint Committee on Ju-
21 dicial Administration in the District of Columbia may use
22 funds provided in this Act under the heading “Federal
23 Payment to the District of Columbia Courts” (other than
24 the \$27,850,000 provided under such heading for capital
25 improvements for District of Columbia courthouse facili-

1 ties), to make payments described under this heading for
 2 obligations incurred during any fiscal year: *Provided fur-*
 3 *ther*, That funds provided under this heading shall be ad-
 4 ministered by the Joint Committee on Judicial Adminis-
 5 tration in the District of Columbia: *Provided further*, That
 6 notwithstanding any other provision of law, this appro-
 7 priation shall be apportioned quarterly by the Office of
 8 Management and Budget and obligated and expended in
 9 the same manner as funds appropriated for expenses of
 10 other Federal agencies, with payroll and financial services
 11 to be provided on a contractual basis with the General
 12 Services Administration (GSA), said services to include
 13 the preparation of monthly financial reports, copies of
 14 which shall be submitted directly by GSA to the President
 15 and to the Committees on Appropriations of the Senate
 16 and House of Representatives, the Committee on Govern-
 17 mental Affairs of the Senate, and the Committee on Gov-
 18 ernment Reform of the House of Representatives.

19 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
 20 CORRECTIONS TRUSTEE OPERATIONS

21 For salaries and expenses of the District of Columbia
 22 Corrections Trustee, \$32,700,000 for the administration
 23 and operation of correctional facilities and for the admin-
 24 istrative operating costs of the Office of the Corrections
 25 Trustee, as authorized by section 11202 of the National

1 Capital Revitalization and Self-Government Improvement
 2 Act of 1997 (Public Law 105–33; 111 Stat. 712) of which
 3 \$1,000,000 is to fund an initiative to improve case proc-
 4 essing in the District of Columbia criminal justice system,
 5 \$2,500,000 to remain available until September 30, 2003
 6 is for building renovation or space acquisition required to
 7 accommodate functions transferred from the Lorton Cor-
 8 rectional Complex, and \$2,000,000 to remain available
 9 until September 30, 2003, is to be transferred to the ap-
 10 propriate agency for the closing of the sewage treatment
 11 plant and the removal of underground storage tanks at
 12 the Lorton Correctional Complex: *Provided*, That notwith-
 13 standing any other provision of law, funds appropriated
 14 in this Act for the District of Columbia Corrections Trust-
 15 ee shall be apportioned quarterly by the Office of Manage-
 16 ment and Budget and obligated and expended in the same
 17 manner as funds appropriated for salaries and expenses
 18 of other Federal agencies.

19 FEDERAL PAYMENT TO THE COURT SERVICES AND OF-
 20 FENDER SUPERVISION AGENCY FOR THE DISTRICT
 21 OF COLUMBIA

22 (INCLUDING TRANSFER OF FUNDS)

23 For salaries and expenses, including the transfer and
 24 hire of motor vehicles, of the Court Services and Offender
 25 Supervision Agency for the District of Columbia, as au-

1 thorized by the National Capital Revitalization and Self-
2 Government Improvement Act of 1997 (Public Law 105–
3 33; 111 Stat. 712), \$147,300,000, of which \$13,015,000
4 shall remain available until expended, and of which not
5 to exceed \$5,000 is for official receptions related to of-
6 fender and defendant support programs; of which
7 \$94,112,000 shall be for necessary expenses of Commu-
8 nity Supervision and Sex Offender Registration, to include
9 expenses relating to supervision of adults subject to pro-
10 tection orders or provision of services for or related to such
11 persons; \$20,829,000 shall be transferred to the Public
12 Defender Service; and \$32,359,000 shall be available to
13 the Pretrial Services Agency: *Provided*, That notwith-
14 standing any other provision of law, all amounts under
15 this heading shall be apportioned quarterly by the Office
16 of Management and Budget and obligated and expended
17 in the same manner as funds appropriated for salaries and
18 expenses of other Federal agencies: *Provided further*, That
19 notwithstanding chapter 12 of title 40, United States
20 Code, the Director may acquire by purchase, lease, con-
21 demnation, or donation, and renovate as necessary, Build-
22 ing Number 17, 1900 Massachusetts Avenue, Southeast,
23 Washington, District of Columbia, or such other site as
24 the Director of the Court Services and Offender Super-
25 vision Agency may determine as appropriate to house or

1 supervise offenders and defendants, with funds made
2 available by this Act: *Provided further*, That the Director
3 is authorized to accept and use gifts in the form of in-
4 kind contributions of space and hospitality to support of-
5 fender and defendant programs, and equipment and voca-
6 tional training services to educate and train offenders and
7 defendants.

8 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
9 FOR SECURITY COSTS RELATED TO THE PRESENCE
10 OF THE FEDERAL GOVERNMENT IN THE DISTRICT
11 OF COLUMBIA

12 For a payment to the District of Columbia to reim-
13 burse the District for certain security expenses related to
14 the presence of the Federal Government in the District
15 of Columbia, \$16,058,000: *Provided*, That a detailed re-
16 port of actual and estimated expenses incurred shall be
17 provided to the Committees on Appropriations of the Sen-
18 ate and House of Representatives no later than June 15,
19 2002: *Provided further*, That of this amount, \$3,406,000
20 shall be made available for reimbursement of planning and
21 related expenses incurred by the District of Columbia in
22 anticipation of providing security for the planned meetings
23 in September 2001 of the World Bank and the Inter-
24 national Monetary Fund in the District of Columbia: *Pro-*
25 *vided further*, That the Mayor and the Chairman of the

1 Council of the District of Columbia shall develop, in con-
2 sultation with the Director of the Office of Personnel Man-
3 agement, the United States Secret Service, the United
4 States Capitol Police, the United States Park Police, the
5 Washington Metropolitan Area Transit Authority, re-
6 gional transportation authorities, the Federal Emergency
7 Management Agency and state and local law enforcement
8 entities in the region an integrated emergency plan for the
9 District of Columbia in cases of national security events,
10 including terrorist threats, protests, or other unantici-
11 pated events: *Provided further*, That such plan shall in-
12 clude a response to attacks or threats of attacks using bio-
13 logical or chemical agents: *Provided further*, That the city
14 shall submit this plan to the Committees on Appropria-
15 tions of the Senate and the House of Representatives no
16 later than January 2, 2002: *Provided further*, That the
17 Chief Financial Officer of the District of Columbia shall
18 provide quarterly reports to the Committees on Appropria-
19 tions of the Senate and the House of Representatives on
20 the use of the funds under this heading, beginning no later
21 than January 2, 2002.

1 FEDERAL PAYMENT TO THE THURGOOD MARSHALL
2 ACADEMY CHARTER SCHOOL

3 For a Federal payment to the Thurgood Marshall
4 Academy Charter School, \$1,000,000 to be used to ac-
5 quire and renovate an educational facility in Anacostia.

6 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
7 PUBLIC SCHOOLS

8 For a Federal payment to the District of Columbia
9 Public Schools, \$2,750,000, of which \$2,000,000 shall be
10 to implement the Voyager Expanded Learning literacy
11 program in kindergarten and first grade classrooms in the
12 District of Columbia Public Schools; \$250,000 shall be for
13 the Failure Free Reading literacy program for non-readers
14 and special education students; and \$500,000 for the
15 McKinley Technical High School for a public/private part-
16 nership with Southeastern University.

17 FEDERAL PAYMENT TO THE GEORGE WASHINGTON UNI-
18 VERSITY CENTER FOR EXCELLENCE IN MUNICIPAL
19 MANAGEMENT

20 For a Federal payment to the George Washington
21 University Center for Excellence in Municipal Manage-
22 ment, \$250,000 to increase the enrollment of managers
23 from the District of Columbia government.

1 FEDERAL PAYMENT TO THE CHILDREN’S NATIONAL
2 MEDICAL CENTER

3 For a Federal payment to the Children’s National
4 Medical Center in the District of Columbia, \$3,200,000
5 for capital and equipment improvements.

6 FEDERAL PAYMENT FOR CHILD AND FAMILY SOCIAL
7 SERVICES COMPUTER INTEGRATION PLAN

8 For a Federal payment to the District of Columbia,
9 \$200,000 for completion of a plan by the Mayor on inte-
10 grating the computer systems of the District of Columbia
11 government with the Family Court of the Superior Court
12 of the District of Columbia: *Provided*, That, pursuant to
13 section 4 of S. 1382, the District of Columbia Family
14 Court Act of 2001, the Mayor shall submit a plan to the
15 President and the Congress within six months of enact-
16 ment of that Act, so that social services and other related
17 services to individuals and families served by the Family
18 Court of the Superior Court and agencies of the District
19 of Columbia government (including the District of Colum-
20 bia Public Schools, the District of Columbia Housing Au-
21 thority, the Child and Family Services Agency, the Office
22 of the Corporation Counsel, the Metropolitan Police De-
23 partment, the Department of Health, and other offices de-
24 termined by the Mayor) will be able to access and share

1 information on the individuals and families served by the
2 Family Court.

3 FEDERAL PAYMENTS FOR DISTRICT OF COLUMBIA AND
4 FEDERAL LAW ENFORCEMENT MOBILE WIRELESS
5 INTEROPERABILITY PROJECT

6 For Federal payments in support of the District of
7 Columbia and the Federal law enforcement Mobile Wire-
8 less Interoperability Project, \$1,400,000, of which
9 \$400,000 shall be for a payment to the District of Colum-
10 bia Office of the Chief Technology Officer, \$333,334 shall
11 be for a payment to the United States Secret Service,
12 \$333,333 shall be for a payment to the United States Cap-
13 itol Police, and \$333,333 shall be for a payment to the
14 United States Park Police: *Provided*, That each agency
15 shall participate in the preparation of a joint report to
16 the Committees on Appropriations of the Senate and the
17 House of Representatives to be submitted no later than
18 March 30, 2002 on the allocation of these resources and
19 a description of each agencies' resource commitment to
20 this project for fiscal year 2003.

21 FEDERAL PAYMENT TO THE CHIEF FINANCIAL OFFICER
22 OF THE DISTRICT OF COLUMBIA

23 For a Federal payment to the Chief Financial Officer
24 of the District of Columbia, \$5,900,000, of which
25 \$2,250,000 shall be for payment for a pilot project to dem-

1 onstrate the “Active Cap” river cleanup technology on the
2 Anacostia River; \$500,000 shall be for payment to the
3 U.S. Soccer Foundation, to be used for environmental and
4 infrastructure costs at Kenilworth Park in the creation of
5 the Kenilworth Regional Sports Complex; \$600,000 shall
6 be for payment to the One Economy Corporation, a non-
7 profit organization, to increase Internet access to low-in-
8 come homes in the District of Columbia; \$500,000 shall
9 be for payment to the Langston Project for the 21st Cen-
10 tury, a community revitalization project to improve phys-
11 ical education and training facilities; \$1,000,000 shall be
12 for payment to the Green Door Program, for capital im-
13 provements at a community mental health clinic;
14 \$500,000 shall be for payment to the Historical Society
15 of Washington, for capital improvements to the new City
16 Museum; \$200,000 for a payment to Teach for America
17 DC, for teacher development; and \$350,000 for payment
18 to the District of Columbia Safe Kids Coalition, to pro-
19 mote child passenger safety through the Child Occupant
20 Protection Initiative.

21 COURT APPOINTED SPECIAL ADVOCATES

22 For a Federal payment to the District of Columbia
23 Court Appointed Special Advocates Unit, \$250,000 to be
24 used to expand their work in the Family Court of the Dis-
25 trict of Columbia Superior Court.

1 CHILD AND FAMILY SERVICES AGENCY—FAMILY COURT
2 REFORM

3 For a Federal payment to the District of Columbia
4 Child and Family Services Agency, \$500,000 to be used
5 for activities authorized under S. 1382, the District of Co-
6 lumbia Family Court Act of 2001.

7 ADMINISTRATIVE PROVISIONS

8 Under the heading “Federal Payment for Incentives
9 for Adoption of Children” in Public Law 106–522, ap-
10 proved November 22, 2000 (114 Stat. 2440), is amended
11 to read as follows: “For a Federal payment to the District
12 of Columbia to create incentives to promote the adoption
13 of children in the District of Columbia foster care system,
14 \$5,000,000 to remain available until September 30, 2003:
15 *Provided*, That \$2,000,000 of said amount shall be used
16 for attorney fees and home studies: *Provided further*, That
17 \$1,000,000 of said amount shall be used for the establish-
18 ment of a scholarship fund which adoptive families will
19 use for post high school education and training for adopt-
20 ed children: *Provided further*, That \$1,000,000 of said
21 amount shall be used for the establishment of a private
22 adoptive family resource center in the District of Columbia
23 to provide ongoing information, education and support to
24 adoptive families: *Provided further*, That \$1,000,000 of

1 said amount shall be used for adoption incentives and sup-
 2 port for children with special needs.”.

3 Of the Federal funds made available in the District
 4 of Columbia Appropriations Act, 2001, Public Law 106–
 5 522 for the District of Columbia Public Schools (114 Stat.
 6 2441) and the Metropolitan Police Department (114 Stat.
 7 2441) such funds may remain available for the purposes
 8 intended until September 30, 2002: *Provided*, That funds
 9 made available in such Act for Brownfield Remediation
 10 (114 Stat. 2445), shall remain available until expended.

11 DISTRICT OF COLUMBIA FUNDS

12 OPERATING EXPENSES

13 DIVISION OF EXPENSES

14 The following amounts are appropriated for the Dis-
 15 trict of Columbia for the current fiscal year out of the
 16 general fund of the District of Columbia, except as other-
 17 wise specifically provided: *Provided*, That notwithstanding
 18 any other provision of law, except as provided in section
 19 450A of the District of Columbia Home Rule Act (Public
 20 Law 93–198; D.C. Official Code, sec. 1–204.50a), the
 21 total amount appropriated in this Act for operating ex-
 22 penses for the District of Columbia for fiscal year 2002
 23 under this heading shall not exceed the lesser of the sum
 24 of the total revenues of the District of Columbia for such
 25 fiscal year or \$6,051,646,000 (of which \$124,163,000

1 shall be from intra-District funds and \$3,553,300,000
2 shall be from local funds): *Provided further*, That this
3 amount may be increased by (i) proceeds of one-time
4 transactions, which are expended for emergency or unan-
5 ticipated operating or capital needs or (ii) additional ex-
6 penditures which the Chief Financial Officer of the Dis-
7 trict of Columbia certifies will produce additional revenues
8 during such fiscal year at least equal to 200 percent of
9 such additional expenditures: *Provided further*, That such
10 increases shall be approved by enactment of local District
11 law and shall comply with all reserve requirements con-
12 tained in this act: *Provided further*, That the Chief Finan-
13 cial Officer of the District of Columbia shall take such
14 steps as are necessary to assure that the District of Co-
15 lumbia meets these requirements, including the appor-
16 tioning by the Chief Financial Officer of the appropria-
17 tions and funds made available to the District during fis-
18 cal year 2002, except that the Chief Financial Officer may
19 not reprogram for operating expenses any funds derived
20 from bonds, notes, or other obligations issued for capital
21 projects.

22 GOVERNMENTAL DIRECTION AND SUPPORT

23 Governmental direction and support, \$307,117,000
24 (including \$228,471,000 from local funds, \$61,367,000
25 from Federal funds, and \$17,279,000 from other funds):

1 *Provided*, That not to exceed \$2,500 for the Mayor,
2 \$2,500 for the Chairman of the Council of the District
3 of Columbia, and \$2,500 for the City Administrator shall
4 be available from this appropriation for official purposes:
5 *Provided further*, That any program fees collected from the
6 issuance of debt shall be available for the payment of ex-
7 penses of the debt management program of the District
8 of Columbia: *Provided further*, That no revenues from
9 Federal sources shall be used to support the operations
10 or activities of the Statehood Commission and Statehood
11 Compact Commission: *Provided further*, That notwith-
12 standing any other provision of law, or Mayor's Order 86-
13 45, issued March 18, 1986, the Office of the Chief Tech-
14 nology Officer's delegated small purchase authority shall
15 be \$500,000: *Provided further*, That the District of Co-
16 lumbia government may not require the Office of the Chief
17 Technology Officer to submit to any other procurement
18 review process, or to obtain the approval of or be restricted
19 in any manner by any official or employee of the District
20 of Columbia government, for purchases that do not exceed
21 \$500,000: *Provided further*, That not less than \$353,000
22 shall be available to the Office of the Corporation Counsel
23 to support increases in the Attorney Retention Allowance:
24 *Provided further*, That not less than \$50,000 shall be
25 available to support a mediation services program within

1 the Office of the Corporation Counsel: *Provided further*,
 2 That not less than \$50,000 shall be available to support
 3 a TANF Unit within the Child Support Enforcement Divi-
 4 sion of the Office of the Corporation Counsel: *Provided*
 5 *further*, That section 403 of the District of Columbia
 6 Home Rule Act, approved December 24, 1973 (Public
 7 Law 93–198; D.C. Official Code, sec. 1–204.03), is
 8 amended as follows:

9 (1) Subsection (c) is amended by striking the
 10 phrase “shall receive, in addition to the compensa-
 11 tion to which he is entitled as a member of the
 12 Council, \$10,000 per annum, payable in equal in-
 13 stallments, for each year he serves as Chairman, but
 14 the Chairman”.

15 (2) A new subsection (d) is added to read as
 16 follows:

17 “(d) Notwithstanding subsection (a) of this section,
 18 as of the effective date of the District of Columbia Appro-
 19 priations Act, 2001, the Chairman shall receive compensa-
 20 tion, payable in equal installments, at a rate equal to
 21 \$10,000 less than the compensation of the Mayor.”.

22 ECONOMIC DEVELOPMENT AND REGULATION

23 Economic development and regulation, \$230,878,000
 24 (including \$60,786,000 from local funds, \$96,199,000
 25 from Federal funds, and \$73,893,000 from other funds),

1 of which \$15,000,000 collected by the District of Colum-
 2 bia in the form of BID tax revenue shall be paid to the
 3 respective BIDs pursuant to the Business Improvement
 4 Districts Act of 1996 (D.C. Law 11–134; D.C. Official
 5 Code, sec. 2–1215.01 et seq.), and the Business Improve-
 6 ment Districts Amendment Act of 1997 (D.C. Law 12–
 7 26; D.C. Official Code, sec. 2–1215.15 et seq.): *Provided*,
 8 That such funds are available for acquiring services pro-
 9 vided by the General Services Administration: *Provided*
 10 *further*, That Business Improvement Districts shall be ex-
 11 empt from taxes levied by the District of Columbia: *Pro-*
 12 *vided further*, That the Department of Consumer and Reg-
 13 ulatory Affairs use \$50,000 of the receipts from the net
 14 proceeds from the contractor that handles the District’s
 15 occupational and professional licensing to fund additional
 16 staff and equipment for the Rental Housing Administra-
 17 tion: *Provided further*, That the Department of Consumer
 18 and Regulatory Affairs transfer all local funds resulting
 19 from the lapse of personnel vacancies, caused by transfer-
 20 ring DCRA employees into NSO positions without filling
 21 the resultant vacancies, into the revolving 5–513 fund to
 22 be used to implement the provisions in D.C. Act 13–578,
 23 the Abatement and Condemnation of Nuisance Properties
 24 Omnibus Amendment Act of 2000, pertaining to the pre-
 25 vention of the demolition by neglect of historic properties:

1 *Provided further*, That the fees established and collected
2 pursuant to D.C. Act 13–578 shall be identified, and an
3 accounting provided, to the District of Columbia Council’s
4 Committee on Consumer and Regulatory Affairs: *Provided*
5 *further*, That 18 percent of the annual total amount in
6 the 5–513 fund, up to \$500,000, deposited into the 5–
7 513 fund on an annual basis, be used to implement section
8 102 and other related sections of D.C. Act 13–578: *Pro-*
9 *vided further*, That the Department shall hire, with the
10 consultation and guidance of the Director of the Office
11 of Personnel on the necessary qualifications and salary
12 level, from these lapsed funds, as soon as possible, but
13 in no event later than November 1, 2001, a professional
14 human resources manager who will become part of the De-
15 partment’s senior management team, and provide in con-
16 sultation with its newly hired human resources profes-
17 sional manager, and the Office of Personnel, a detailed
18 plan to the Council’s Committee on Consumer and Regu-
19 latory Affairs, by December 1, 2001, for the use of the
20 personal services lapsed funds, including the 58 vacant po-
21 sitions identified by the Department, in fiscal year 2001
22 to reclassify positions, augment pay scales once positions
23 are reclassified where needed to fill vacancies with quali-
24 fied and necessary personnel, and to fund these new and
25 vacant positions.

1 PUBLIC SAFETY AND JUSTICE

2 Public safety and justice, \$632,668,000 (including
3 \$593,618,000 from local funds, \$8,298,000 from Federal
4 funds, and \$30,752,000 from other funds): *Provided*, That
5 not to exceed \$500,000 shall be available from this appro-
6 priation for the Chief of Police for the prevention and de-
7 tection of crime: *Provided further*, That no less than
8 \$173,000,000 shall be available to the Metropolitan Police
9 Department for salaries in support of 3,800 sworn offi-
10 cers: *Provided further*, That no less than \$100,000 shall
11 be available in the Department of Corrections budget to
12 support the Corrections Information Council: *Provided*
13 *further*, That no less than \$296,000 shall be available to
14 support the Child Fatality Review Committee: *Provided*
15 *further*, That nothing contained in this section shall be
16 construed as modifying or affecting the provisions of sec-
17 tion 11(c)(3) of title XII of the District of Columbia In-
18 come and Franchise Tax Act of 1947 (70 Stat. 78; Public
19 Law 84-460; D.C. Official Code, sec. 47-1812.11(c)(3)):
20 *Provided further*, That the Mayor shall reimburse the Dis-
21 trict of Columbia National Guard for expenses incurred
22 in connection with services that are performed in emer-
23 gencies by the National Guard in a militia status and are
24 requested by the Mayor, in amounts that shall be jointly
25 determined and certified as due and payable for these

1 services by the Mayor and the Commanding General of
 2 the District of Columbia National Guard: *Provided further*,
 3 That such sums as may be necessary for reimbursement
 4 to the District of Columbia National Guard under the pre-
 5 ceding proviso shall be available from this appropriation,
 6 and the availability of the sums shall be deemed as consti-
 7 tuting payment in advance for emergency services in-
 8 volved.

9 PUBLIC EDUCATION SYSTEM

10 Public education system, including the development
 11 of national defense education programs, \$1,108,915,000
 12 (including \$894,494,000 from local funds, \$187,794,000
 13 from Federal funds, and \$26,627,000 from other funds),
 14 to be allocated as follows: \$813,292,000 (including
 15 \$658,624,000 from local funds, \$147,380,000 from Fed-
 16 eral funds, and \$7,288,000 from other funds), for the pub-
 17 lic schools of the District of Columbia; \$47,370,000 (in-
 18 cluding \$19,911,000 from local funds, \$26,917,000 from
 19 Federal funds, \$542,000 from other funds), for the State
 20 Education Office; \$17,000,000 from local funds, pre-
 21 viously appropriated in this Act as a Federal payment, and
 22 such sums as may be necessary to be derived from interest
 23 earned on funds contained in the dedicated account estab-
 24 lished by the Chief Financial Officer of the District of Co-
 25 lumbia, for resident tuition support at public and private

1 institutions of higher learning for eligible District of Co-
 2 lumbia residents; and \$142,257,000 from local funds for
 3 public charter schools: *Provided*, That there shall be quar-
 4 terly disbursement of funds to the District of Columbia
 5 public charter schools, with the first payment to occur
 6 within 15 days of the beginning of each fiscal year: *Pro-*
 7 *vided further*, That if the entirety of this allocation has
 8 not been provided as payments to any public charter
 9 schools currently in operation through the per pupil fund-
 10 ing formula, the funds shall be available for public edu-
 11 cation in accordance with the School Reform Act of 1995
 12 (Public Law 104–134; D.C. Official Code, sec. 38–
 13 1804.03(A)(2)(D)): *Provided further*, That \$480,000 of
 14 this amount shall be available to the District of Columbia
 15 Public Charter School Board for administrative costs: *Pro-*
 16 *vided further*, That \$76,542,000 (including \$45,912,000
 17 from local funds, \$12,539,000 from Federal funds, and
 18 \$18,091,000 from other funds) shall be available for the
 19 University of the District of Columbia: *Provided further*,
 20 That \$27,256,000 (including \$26,030,000 from local
 21 funds, \$560,000 from Federal funds and \$666,000 other
 22 funds) for the Public Library: *Provided further*, That the
 23 \$1,007,000 enhancement shall be allocated such that
 24 \$500,000 is used for facilities improvements for 8 of the
 25 26 library branches, \$235,000 for 13 FTEs for the con-

1 tinuation of the Homework Helpers Program, \$143,000
 2 for 2 FTEs in the expansion of the Reach Out And Roar
 3 (ROAR) service to licensed day care homes, and \$129,000
 4 for 3 FTEs to expand literacy support into branch librar-
 5 ies: *Provided further*, That \$2,198,000 (including
 6 \$1,760,000 from local funds, \$398,000 from Federal
 7 funds and \$40,000 from other funds) shall be available
 8 for the Commission on the Arts and Humanities: *Provided*
 9 *further*, That the public schools of the District of Columbia
 10 are authorized to accept not to exceed 31 motor vehicles
 11 for exclusive use in the driver education program: *Provided*
 12 *further*, That not to exceed \$2,500 for the Superintendent
 13 of Schools, \$2,500 for the President of the University of
 14 the District of Columbia, and \$2,000 for the Public Li-
 15 brarian shall be available from this appropriation for offi-
 16 cial purposes: *Provided further*, That none of the funds
 17 contained in this Act may be made available to pay the
 18 salaries of any District of Columbia Public School teacher,
 19 principal, administrator, official, or employee who know-
 20 ingly provides false enrollment or attendance information
 21 under article II, section 5 of the Act entitled “An Act to
 22 provide for compulsory school attendance, for the taking
 23 of a school census in the District of Columbia, and for
 24 other purposes”, approved February 4, 1925 (D.C. Offi-
 25 cial Code, sec. 38–201 et seq.): *Provided further*, That this

1 appropriation shall not be available to subsidize the edu-
2 cation of any nonresident of the District of Columbia at
3 any District of Columbia public elementary and secondary
4 school during fiscal year 2002 unless the nonresident pays
5 tuition to the District of Columbia at a rate that covers
6 100 percent of the costs incurred by the District of Colum-
7 bia which are attributable to the education of the non-
8 resident (as established by the Superintendent of the Dis-
9 trict of Columbia Public Schools): *Provided further*, That
10 this appropriation shall not be available to subsidize the
11 education of nonresidents of the District of Columbia at
12 the University of the District of Columbia, unless the
13 Board of Trustees of the University of the District of Co-
14 lumbia adopts, for the fiscal year ending September 30,
15 2002, a tuition rate schedule that will establish the tuition
16 rate for nonresident students at a level no lower than the
17 nonresident tuition rate charged at comparable public in-
18 stitutions of higher education in the metropolitan area:
19 *Provided further*, That the District of Columbia Public
20 Schools shall spend \$1,200,000 to implement D.C. Teach-
21 ing Fellows Program in the District's public schools: *Pro-*
22 *vided further*, That notwithstanding the amounts other-
23 wise provided under this heading or any other provision
24 of law, there shall be appropriated to the District of Co-
25 lumbia public charter schools on July 1, 2002, an amount

1 equal to 25 percent of the total amount provided for pay-
2 ments to public charter schools in the proposed budget of
3 the District of Columbia for fiscal year 2003 (as submitted
4 to Congress), and the amount of such payment shall be
5 chargeable against the final amount provided for such pay-
6 ments under the District of Columbia Appropriations Act,
7 2003: *Provided further*, That notwithstanding the amounts
8 otherwise provided under this heading or any other provi-
9 sion of law, there shall be appropriated to the District of
10 Columbia Public Schools on July 1, 2002, an amount
11 equal to 10 percent of the total amount provided for the
12 District of Columbia Public Schools in the proposed budg-
13 et of the District of Columbia for fiscal year 2003 (as sub-
14 mitted to Congress), and the amount of such payment
15 shall be chargeable against the final amount provided for
16 the District of Columbia Public Schools under the District
17 of Columbia Appropriations Act, 2003: *Provided further*,
18 That no less than \$200,000 be available for adult edu-
19 cation: *Provided further*, That the third sentence of section
20 441 of the District of Columbia Home Rule Act, approved
21 December 24, 1973 (Public Law 93–198; D.C. Official
22 Code, sec. 1–204.41), is amended to read as follows:
23 “However, the fiscal year for the Armory Board shall
24 begin on the first day of January and shall end on the
25 thirty-first day of December of each calendar year, and,

1 beginning the first day of July 2003, the fiscal year for
 2 the District of Columbia Public Schools, District of Co-
 3 lumbia Public Charter Schools and the University of the
 4 District of Columbia shall begin on the first day of July
 5 and end on the thirtieth day of June of each calendar
 6 year.”: *Provided further*, That the first paragraph under
 7 the heading “Public Education System” in Public Law
 8 107–20, approved July 24, 2001, is amended to read as
 9 follows: “For an additional amount for ‘Public Education
 10 System’, \$1,000,000 from local funds to remain available
 11 until expended, for the State Education Office for a cen-
 12 sus-type audit of the student enrollment of each District
 13 of Columbia Public School and of each public charter
 14 school and \$12,000,000 from local funds for the District
 15 of Columbia Public Schools to conduct the 2001 summer
 16 school session.”.

17 HUMAN SUPPORT SERVICES

18 (INCLUDING TRANSFER OF FUNDS)

19 Human support services, \$1,803,923,000 (including
 20 \$711,072,000 from local funds, \$1,075,960,000 from
 21 Federal funds, and \$16,891,000 from other funds): *Pro-*
 22 *vided*, That \$27,986,000 of this appropriation, to remain
 23 available until expended, shall be available solely for Dis-
 24 trict of Columbia employees’ disability compensation: *Pro-*
 25 *vided further*, That \$75,000,000 shall be available to the

1 Health Care Safety Net Administration established by sec-
2 tion 1802 of the Fiscal Year 2002 Budget Support Act
3 of 2001, D.C. Bill 14–144; \$90,000,000 available under
4 the District of Columbia Appropriations Act, 2001 (Public
5 Law 106–522) to the Public Benefit Corporation for re-
6 structuring shall be made available to the Health Care
7 Safety Net Administration for the purpose of restruc-
8 turing the delivery of health services in the District of Co-
9 lumbia and shall remain available until expended: *Provided*
10 *further*, That no less than \$7,500,000 of this appropria-
11 tion, to remain available until expended, shall be deposited
12 in the Addiction Recovery Fund established pursuant to
13 section 5 of the Choice in Drug Treatment Act of 2000,
14 effective July 8, 2000 (D.C. Law 13–146; D.C. Official
15 Code, sec. 7–3004), and used solely for the purpose of the
16 Drug Treatment Choice Program established pursuant to
17 section 4 of the Choice in Drug Treatment Act of 2000
18 (D.C. Official Code, sec. 7–3003): *Provided further*, That
19 no less than \$500,000 of the \$7,500,000 appropriated for
20 the Addiction Recovery Fund shall be used solely to pay
21 treatment providers who provide substance abuse treat-
22 ment to TANF recipients under the Drug Treatment
23 Choice Program: *Provided further*, That no less than
24 \$2,000,000 of this appropriation shall be used solely to
25 establish, by contract, a 2-year pilot substance abuse pro-

1 gram for youth ages 16 through 21 years of age: *Provided*
 2 *further*, That no less than \$60,000 be available for a D.C.
 3 Energy Office Matching Grant: *Provided further*, That no
 4 less than \$2,150,000 be available for a pilot Interim Dis-
 5 ability Assistance program pursuant to title L of the Fis-
 6 cal Year 2002 Budget Support Act (D.C. Bill 14–144).

7 PUBLIC WORKS

8 Public works, including rental of one passenger-car-
 9 rying vehicle for use by the Mayor and three passenger-
 10 carrying vehicles for use by the Council of the District of
 11 Columbia and leasing of passenger-carrying vehicles,
 12 \$300,151,000 (including \$286,334,000 from local funds,
 13 \$4,392,000 from Federal funds, and \$9,425,000 from
 14 other funds): *Provided*, That this appropriation shall not
 15 be available for collecting ashes or miscellaneous refuse
 16 from hotels and places of business: *Provided further*, That
 17 no less than \$650,000 be available for a mechanical alley
 18 sweeping program: *Provided further*, That no less than
 19 \$6,400,000 be available for residential parking enforce-
 20 ment: *Provided further*, That no less than \$100,000 be
 21 available for a General Counsel to the Department of Pub-
 22 lic Works: *Provided further*, That no less than \$3,600,000
 23 be available for ticket processing: *Provided further*, That
 24 no less than 14 residential parking control aides or 10 per-
 25 cent of the residential parking control force be available

1 for night time enforcement of out-of-state tags: *Provided*
 2 *further*, That of the total of 3,000 additional parking me-
 3 ters being installed in commercial districts and in commer-
 4 cial loading zones none be installed at loading zones, or
 5 entrances at apartment buildings and none be installed in
 6 residential neighborhoods: *Provided further*, That no less
 7 than \$262,000 be available for taxicab enforcement activi-
 8 ties: *Provided further*, That no less than \$241,000 be
 9 available for a taxicab driver security revolving fund: *Pro-*
 10 *vided further*, That no less than \$30,084,000 in local ap-
 11 propriations be available to the Division of Transpor-
 12 tation, within the Department of Public Works: *Provided*
 13 *further*, That no less than \$12,000,000 in rights-of-way
 14 fees shall be available for the Local Roads, Construction
 15 and Maintenance Fund: *Provided further*, That funding
 16 for a proposed separate Department of Transportation is
 17 contingent upon Council approval of a reorganization plan:
 18 *Provided further*, That no less than \$313,000 be available
 19 for handicapped parking enforcement: *Provided further*,
 20 That no less than \$190,000 be available for the Ignition
 21 Interlock Device Program: *Provided further*, That no less
 22 than \$473,000 be available for the Motor Vehicle Insur-
 23 ance Enforcement Program: *Provided further*, That
 24 \$11,000,000 shall be available for transfer to the Highway
 25 Trust Fund's Local Roads, Construction and Maintenance

1 Fund, upon certification by the Chief Financial Officer
2 that funds are available from the 2001 budgeted reserve
3 or where the Chief Financial Officer certifies that addi-
4 tional local revenues are available.

5 RECEIVERSHIP PROGRAMS

6 For all agencies of the District of Columbia govern-
7 ment under court ordered receivership, \$403,868,000 (in-
8 cluding \$250,015,000 from local funds, \$134,839,000
9 from Federal funds, and \$19,014,000 from other funds).

10 WORKFORCE INVESTMENTS

11 For workforce investments, \$42,896,000 from local
12 funds, to be transferred by the Mayor of the District of
13 Columbia within the various appropriation headings in
14 this Act for which employees are properly payable.

15 RESERVE

16 For replacement of funds expended, if any, during
17 fiscal year 2001 from the Reserve established by section
18 202(j) of the District of Columbia Financial Responsibility
19 and Management Assistance Act of 1995, Public Law
20 104–8, \$120,000,000 from local funds.

21 RESERVE RELIEF

22 For reserve relief, \$30,000,000, for the purpose of
23 spending funds made available through the reduction from
24 \$150,000,000 to \$120,000,000 in the amount required for
25 the Reserve established by section 202(j) of the District

1 of Columbia Financial Responsibility and Management
 2 Assistance Act of 1995, Public Law 104–8: *Provided*,
 3 That \$12,000,000 shall be available to the District of Co-
 4 lumbia Public Schools and District of Columbia Public
 5 Charter Schools for educational enhancements: *Provided*
 6 *further*, That \$18,000,000 shall be available pursuant to
 7 a local District law: *Provided further*, That of the
 8 \$30,000,000, funds shall only be expended upon: (i) cer-
 9 tification by the Chief Financial Officer of the District of
 10 Columbia that the funds are available and not required
 11 to address potential deficits, (ii) enactment of local Dis-
 12 trict law detailing the purpose for the expenditure, (iii)
 13 prior notification by the Mayor to the Committees on Ap-
 14 propriations of both the Senate and House of Representa-
 15 tives in writing 30 days in advance of any such expendi-
 16 ture: *Provided further*, That the \$18,000,000 provided
 17 pursuant to local law shall be expended only when the
 18 Emergency Reserve established pursuant to Section
 19 450A(a) of the District of Columbia Home Rule Act (Pub-
 20 lic Law 93–198; D.C. Official Code, sec. 1–204.50a(a)),
 21 has a minimum balance in the amount of \$150,000,000.

22 EMERGENCY AND CONTINGENCY RESERVE FUNDS

23 For the Emergency and Contingency Reserve Funds
 24 established under section 450A of the District of Columbia
 25 Home Rule Act (Public Law 93–198; D.C. Official Code,

1 sec. 1–204.50a(b)), the Mayor may deposit the proceeds
 2 required pursuant to Section 159(a) of Public Law 106–
 3 522 and Section 404(c) of Public Law 106–554 in the
 4 Contingency Reserve Fund beginning in fiscal year 2002
 5 if the minimum emergency reserve balance requirement
 6 established in Section 450A(c) has been met.

7 REPAYMENT OF LOANS AND INTEREST

8 For payment of principal, interest, and certain fees
 9 directly resulting from borrowing by the District of Co-
 10 lumbia to fund District of Columbia capital projects as
 11 authorized by sections 462, 475, and 490 of the District
 12 of Columbia Home Rule Act (Public Law 93–198; D.C.
 13 Official Code, secs. 1–204.62, 1–204.75, 1–204.90),
 14 \$247,902,000 from local funds: *Provided*, That any funds
 15 set aside pursuant to section 148 of the District of Colum-
 16 bia Appropriations Act, 2000 (Public Law 106–113; 113
 17 Stat. 1523) that are not used in the reserve funds estab-
 18 lished herein shall be used for Pay-As-You-Go Capital
 19 Funds: *Provided further*, That for equipment leases, the
 20 Mayor may finance \$14,300,000 of equipment cost, plus
 21 cost of issuance not to exceed 2 percent of the par amount
 22 being financed on a lease purchase basis with a maturity
 23 not to exceed 5 years: *Provided further*, That \$4,440,000
 24 shall be for the Fire and Emergency Medical Services De-
 25 partment, \$2,010,000 shall be for the Department of

1 Parks and Recreation, and \$7,850,000 shall be for the De-
 2 partment of Public Works: *Provided further*, That no less
 3 than \$533,000 be available for trash transfer capital debt
 4 service.

5 REPAYMENT OF GENERAL FUND RECOVERY DEBT

6 For the purpose of eliminating the \$331,589,000
 7 general fund accumulated deficit as of September 30,
 8 1990, \$39,300,000 from local funds, as authorized by sec-
 9 tion 461(a) of the District of Columbia Home Rule Act,
 10 (105 Stat. 540; D.C. Official Code, sec. 1–204.61(a)).

11 PAYMENT OF INTEREST ON SHORT-TERM BORROWING

12 For payment of interest on short-term borrowing,
 13 \$500,000 from local funds.

14 WILSON BUILDING

15 For expenses associated with the John A. Wilson
 16 Building, \$8,859,000 from local funds.

17 EMERGENCY RESERVE FUND TRANSFER

18 Subject to the issuance of bonds to pay the purchase
 19 price of the District of Columbia's right, title, and interest
 20 in and to the Master Settlement Agreement, and con-
 21 sistent with the Tobacco Settlement Trust Fund Estab-
 22 lishment Act of 1999 (D.C. Official Code, sec. 7–
 23 1811.01(a)(ii)) and the Tobacco Settlement Financing Act
 24 of 2000 (D.C. Official Code, sec. 7–1831.03 et seq.), there
 25 is transferred the amount available pursuant thereto and

1 Section 404(c) of Public Law 106–554 to the Emergency
 2 and Contingency Reserve Funds established pursuant to
 3 section 450A of the District of Columbia Home Rule Act
 4 (Public Law 93–198; D.C. Official Code, sec. 1–
 5 204.50a(a)).

6 NON-DEPARTMENTAL AGENCY

7 To account for anticipated costs that cannot be allo-
 8 cated to specific agencies during the development of the
 9 proposed budget including anticipated employee health in-
 10 surance cost increases and contract security costs,
 11 \$5,799,000 from local funds.

12 ENTERPRISE AND OTHER FUNDS

13 WATER AND SEWER AUTHORITY

14 For operation of the Water and Sewer Authority,
 15 \$244,978,000 from other funds for fiscal year 2002 of
 16 which \$44,244,000 shall be apportioned for repayment of
 17 loans and interest incurred for capital improvement
 18 projects (\$17,953,000 payable to the District's debt serv-
 19 ice fund and \$26,291,000 payable for other debt service).

20 For construction projects, \$152,114,000, in the fol-
 21 lowing capital programs: \$52,600,000 for the Blue Plains
 22 Wastewater Treatment Plant, \$11,148,000 for the sewer
 23 program, \$109,000 for the combined sewer program,
 24 \$118,000 for the stormwater program, \$77,957,000 for
 25 the water program, \$10,182,000 for the capital equipment

1 program: *Provided*, That the requirements and restrictions
 2 that are applicable to general fund capital improvements
 3 projects and set forth in this Act under the Capital Outlay
 4 appropriation account shall apply to projects approved
 5 under this appropriation account.

6 WASHINGTON AQUEDUCT

7 For operation of the Washington Aqueduct,
 8 \$46,510,000 from other funds for fiscal year 2002.

9 STORMWATER PERMIT COMPLIANCE ENTERPRISE FUND

10 For operation of the Stormwater Permit Compliance
 11 Enterprise Fund, \$3,100,000 from other funds for fiscal
 12 year 2002.

13 LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

14 For the Lottery and Charitable Games Enterprise
 15 Fund, established pursuant to the District of Columbia
 16 Appropriation Act, 1982 (95 Stat. 1174, 1175; Public
 17 Law 97–91), for the purpose of implementing the Law to
 18 Legalize Lotteries, Daily Numbers Games, and Bingo and
 19 Raffles for Charitable Purposes in the District of Colum-
 20 bia (D.C. Law 3–172; D.C. Official Code, sec. 3–1301 et
 21 seq. and sec. 22–1716 et seq.), \$229,688,000: *Provided*,
 22 That the District of Columbia shall identify the source of
 23 funding for this appropriation title from the District’s own
 24 locally generated revenues: *Provided further*, That no reve-
 25 nues from Federal sources shall be used to support the

1 operations or activities of the Lottery and Charitable
2 Games Control Board.

3 SPORTS AND ENTERTAINMENT COMMISSION

4 For the Sports and Entertainment Commission,
5 \$9,127,000 from other funds: *Provided*, That the Mayor
6 shall submit a budget for the Armory Board for the forth-
7 coming fiscal year as required by section 442(b) of the
8 District of Columbia Home Rule Act (87 Stat. 824; Public
9 Law 93–198; D.C. Official Code, sec. 1–204.42(b)).

10 DISTRICT OF COLUMBIA RETIREMENT BOARD

11 For the District of Columbia Retirement Board, es-
12 tablished by section 121 of the District of Columbia Re-
13 tirement Reform Act of 1979 (93 Stat. 866; D.C. Official
14 Code, sec. 1–711), \$13,388,000 from the earnings of the
15 applicable retirement funds to pay legal, management, in-
16 vestment, and other fees and administrative expenses of
17 the District of Columbia Retirement Board: *Provided*,
18 That the District of Columbia Retirement Board shall pro-
19 vide the Mayor, for transmittal to the Council of the Dis-
20 trict of Columbia, an itemized accounting of the planned
21 use of appropriated funds in time for each annual budget
22 submission and the actual use of such funds in time for
23 each annual audited financial report.

1 WASHINGTON CONVENTION CENTER ENTERPRISE FUND

2 For the Washington Convention Center Enterprise
3 Fund, \$57,278,000 from other funds.

4 HOUSING FINANCE AGENCY

5 For the Housing Finance Agency, \$4,711,000 from
6 other funds.

7 NATIONAL CAPITAL REVITALIZATION CORPORATION

8 For the National Capital Revitalization Corporation,
9 \$2,673,000 from other funds.

10 CAPITAL OUTLAY

11 (INCLUDING RESCISSIONS)

12 For construction projects, an increase of
13 \$1,550,786,700 of which \$1,348,782,387 shall be from
14 local funds, \$44,431,135 shall be from the Highway Trust
15 Fund, and \$157,573,178 shall be from Federal funds, and
16 a rescission of \$476,182,431 from local funds appro-
17 priated under this heading in prior fiscal years, for a net
18 amount of \$1,074,604,269 to remain available until ex-
19 pended: *Provided*, That funds for use of each capital
20 project implementing agency shall be managed and con-
21 trolled in accordance with all procedures and limitations
22 established under the Financial Management System: *Pro-*
23 *vided further*, That all funds provided by this appropria-
24 tion title shall be available only for the specific projects
25 and purposes intended: *Provided further*, That the capital

1 budget of \$83,400,000 for the Department of Health shall
2 not be available until the District of Columbia Council's
3 Committee on Human Services receives a report on the
4 use of any capital funds for projects on the grounds of
5 D.C. General Hospital: *Provided further*, That notwith-
6 standing the foregoing, all authorizations for capital out-
7 lay projects, except those projects covered by the first sen-
8 tence of section 23(a) of the Federal Aid Highway Act
9 of 1968 (82 Stat. 827; Public Law 90-495), for which
10 funds are provided by this appropriation title, shall expire
11 on September 30, 2003, except authorizations for projects
12 as to which funds have been obligated in whole or in part
13 prior to September 30, 2003: *Provided further*, That upon
14 expiration of any such project authorization, the funds
15 provided herein for the project shall lapse: *Provided fur-*
16 *ther*, That except for funds approved in the budgets prior
17 to the fiscal year 2002 budget and FL-MA2 in the fiscal
18 year 2002 Budget Request, no local funds may be ex-
19 pended to renovate, rehabilitate or construct any facility
20 within the boundaries of census tract 68.04 for any pur-
21 pose associated with the D.C. Department of Corrections,
22 the CSOSA, or the federal Bureau of Prisons unit until
23 such time as the Mayor shall present to the Council for
24 its approval, a plan for the development of census tract
25 68.04 south of East Capitol Street, S.E., and the housing

1 of any misdemeanants, felons, ex-offenders, or persons
 2 awaiting trial within the District of Columbia: *Provided*
 3 *further*, That none of the conditions set forth in this para-
 4 graph shall interfere with the operations of any Federal
 5 agency.

6 GENERAL PROVISIONS

7 SEC. 101. Whenever in this Act, an amount is speci-
 8 fied within an appropriation for particular purposes or ob-
 9 jects of expenditure, such amount, unless otherwise speci-
 10 fied, shall be considered as the maximum amount that
 11 may be expended for said purpose or object rather than
 12 an amount set apart exclusively therefor.

13 SEC. 102. Appropriations in this Act shall be avail-
 14 able for expenses of travel and for the payment of dues
 15 of organizations concerned with the work of the District
 16 of Columbia government, when authorized by the Mayor:
 17 *Provided*, That in the case of the Council of the District
 18 of Columbia, funds may be expended with the authoriza-
 19 tion of the chair of the Council.

20 SEC. 103. There are appropriated from the applicable
 21 funds of the District of Columbia such sums as may be
 22 necessary for making refunds and for the payment of legal
 23 settlements or judgments that have been entered against
 24 the District of Columbia government: *Provided*, That
 25 nothing contained in this section shall be construed as

1 modifying or affecting the provisions of section 11(c)(3)
2 of title XII of the District of Columbia Income and Fran-
3 chise Tax Act of 1947 (70 Stat. 78; Public Law 84-460;
4 D.C. Code, sec. 47-1812.11(c)(3)).

5 SEC. 104. No part of any appropriation contained in
6 this Act shall remain available for obligation beyond the
7 current fiscal year unless expressly so provided herein.

8 SEC. 105. No funds appropriated in this Act for the
9 District of Columbia government for the operation of edu-
10 cational institutions, the compensation of personnel, or for
11 other educational purposes may be used to permit, encour-
12 age, facilitate, or further partisan political activities.
13 Nothing herein is intended to prohibit the availability of
14 school buildings for the use of any community or partisan
15 political group during non-school hours.

16 SEC. 106. None of the Federal funds appropriated
17 in this Act shall be used for publicity or propaganda pur-
18 poses or implementation of any policy including boycott
19 designed to support or defeat legislation pending before
20 Congress or any State legislature.

21 SEC. 107. At the start of the fiscal year, the Mayor
22 shall develop an annual plan, by quarter and by project,
23 for capital outlay borrowings: *Provided*, That within a rea-
24 sonable time after the close of each quarter, the Mayor
25 shall report to the Council of the District of Columbia and

1 the Congress the actual borrowings and spending progress
2 compared with projections.

3 SEC. 108. (a) None of the funds provided under this
4 Act to the agencies funded by this Act, both Federal and
5 District government agencies, that remain available for
6 obligation or expenditure in fiscal year 2002, or provided
7 from any accounts in the Treasury of the United States
8 derived by the collection of fees available to the agencies
9 funded by this Act, shall be available for obligation or ex-
10 penditure for an agency through a reprogramming of
11 funds which: (1) creates new programs; (2) eliminates a
12 program, project, or responsibility center; (3) establishes
13 or changes allocations specifically denied, limited or in-
14 creased by Congress in this Act; (4) increases funds or
15 personnel by any means for any program, project, or re-
16 sponsibility center for which funds have been denied or
17 restricted; (5) reestablishes through reprogramming any
18 program or project previously deferred through re-
19 programming; (6) augments existing programs, projects,
20 or responsibility centers through a reprogramming of
21 funds in excess of \$1,000,000 or 10 percent, whichever
22 is less; or (7) increases by 20 percent or more personnel
23 assigned to a specific program, project or responsibility
24 center; unless the Committees on Appropriations of both
25 the Senate and House of Representatives are notified in

1 writing 30 days in advance of any reprogramming as set
2 forth in this section.

3 (b) None of the local funds contained in this Act may
4 be available for obligation or expenditure for an agency
5 through a reprogramming or transfer of funds which
6 transfers any local funds from one appropriation title to
7 another unless the Committees on Appropriations of the
8 Senate and House of Representatives are notified in writ-
9 ing 30 days in advance of the reprogramming or transfer,
10 except that in no event may the amount of any funds re-
11 programmed or transferred exceed four percent of the
12 local funds.

13 SEC. 109. Consistent with the provisions of 31 U.S.C.
14 1301(a), appropriations under this Act shall be applied
15 only to the objects for which the appropriations were made
16 except as otherwise provided by law.

17 SEC. 110. Notwithstanding any other provisions of
18 law, the provisions of the District of Columbia Govern-
19 ment Comprehensive Merit Personnel Act of 1978 (D.C.
20 Law 2–139; D.C. Code, sec. 1–601.1 et seq.), enacted pur-
21 suant to section 422(3) of the District of Columbia Home
22 Rule Act (87 Stat. 790; Public Law 93–198; D.C. Code,
23 sec. 1–242(3)), shall apply with respect to the compensa-
24 tion of District of Columbia employees: *Provided*, That for
25 pay purposes, employees of the District of Columbia gov-

1 ernment shall not be subject to the provisions of title 5,
2 United States Code.

3 SEC. 111. No later than 30 days after the end of the
4 first quarter of the fiscal year ending September 30, 2002,
5 the Mayor of the District of Columbia shall submit to the
6 Council of the District of Columbia the new fiscal year
7 2002 revenue estimates as of the end of the first quarter
8 of fiscal year 2002. These estimates shall be used in the
9 budget request for the fiscal year ending September 30,
10 2003. The officially revised estimates at midyear shall be
11 used for the midyear report.

12 SEC. 112. No sole source contract with the District
13 of Columbia government or any agency thereof may be re-
14 newed or extended without opening that contract to the
15 competitive bidding process as set forth in section 303 of
16 the District of Columbia Procurement Practices Act of
17 1985 (D.C. Law 6–85; D.C. Code, sec. 1–1183.3), except
18 that the District of Columbia government or any agency
19 thereof may renew or extend sole source contracts for
20 which competition is not feasible or practical: *Provided*,
21 That the determination as to whether to invoke the com-
22 petitive bidding process has been made in accordance with
23 duly promulgated rules and procedures and said deter-
24 mination has been reviewed and certified by the Chief Fi-
25 nancial Officer of the District of Columbia.

1 SEC. 113. For purposes of the Balanced Budget and
2 Emergency Deficit Control Act of 1985 (99 Stat. 1037;
3 Public Law 99–177), the term “program, project, and ac-
4 tivity” shall be synonymous with and refer specifically to
5 each account appropriating Federal funds in this Act, and
6 any sequestration order shall be applied to each of the ac-
7 counts rather than to the aggregate total of those ac-
8 counts: *Provided*, That sequestration orders shall not be
9 applied to any account that is specifically exempted from
10 sequestration by the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 SEC. 114. In the event a sequestration order is issued
13 pursuant to the Balanced Budget and Emergency Deficit
14 Control Act of 1985 (99 Stat. 1037: Public Law 99–177),
15 after the amounts appropriated to the District of Colum-
16 bia for the fiscal year involved have been paid to the Dis-
17 trict of Columbia, the Mayor of the District of Columbia
18 shall pay to the Secretary of the Treasury, within 15 days
19 after receipt of a request therefor from the Secretary of
20 the Treasury, such amounts as are sequestered by the
21 order: *Provided*, That the sequestration percentage speci-
22 fied in the order shall be applied proportionately to each
23 of the Federal appropriation accounts in this Act that are
24 not specifically exempted from sequestration by such Act.

1 SEC. 115. ACCEPTANCE AND USE OF GIFTS. (a) AP-
2 PROVAL BY MAYOR.—

3 (1) IN GENERAL.—An entity of the District of
4 Columbia government may accept and use a gift or
5 donation during fiscal year 2002 if—

6 (A) the Mayor approves the acceptance
7 and use of the gift or donation (except as pro-
8 vided in paragraph (2)); and

9 (B) the entity uses the gift or donation to
10 carry out its authorized functions or duties.

11 (2) EXCEPTION FOR COUNCIL AND COURTS.—
12 The Council of the District of Columbia and the
13 District of Columbia courts may accept and use gifts
14 without prior approval by the Mayor.

15 (b) RECORDS AND PUBLIC INSPECTION.—Each enti-
16 ty of the District of Columbia government shall keep accu-
17 rate and detailed records of the acceptance and use of any
18 gift or donation under subsection (a), and shall make such
19 records available for audit and public inspection.

20 (c) INDEPENDENT AGENCIES INCLUDED.—For the
21 purposes of this section, the term “entity of the District
22 of Columbia government” includes an independent agency
23 of the District of Columbia.

24 (d) EXCEPTION FOR BOARD OF EDUCATION.—This
25 section shall not apply to the District of Columbia Board

1 of Education, which may, pursuant to the laws and regula-
2 tions of the District of Columbia, accept and use gifts to
3 the public schools without prior approval by the Mayor.

4 SEC. 116. None of the Federal funds provided in this
5 Act may be used by the District of Columbia to provide
6 for salaries, expenses, or other costs associated with the
7 offices of United States Senator or United States Rep-
8 resentative under section 4(d) of the District of Columbia
9 Statehood Constitutional Convention Initiatives of 1979
10 (D.C. Law 3–171; D.C. Code, sec. 1–113(d)).

11 SEC. 117. None of the funds appropriated under this
12 Act shall be expended for any abortion except where the
13 life of the mother would be endangered if the fetus were
14 carried to term or where the pregnancy is the result of
15 an act of rape or incest.

16 SEC. 118. None of the Federal funds made available
17 in this Act may be used to implement or enforce the
18 Health Care Benefits Expansion Act of 1992 (D.C. Law
19 9–114; D.C. Code, sec. 36–1401 et seq.) or to otherwise
20 implement or enforce any system of registration of unmar-
21 ried, cohabiting couples, including but not limited to reg-
22 istration for the purpose of extending employment, health,
23 or governmental benefits to such couples on the same basis
24 that such benefits are extended to legally married couples.

1 SEC. 119. ACCEPTANCE AND USE OF GRANTS. Not-
2 withstanding any other provision of this Act, the Mayor,
3 in consultation with the Chief Financial Officer, may ac-
4 cept, obligate, and expend Federal, private, and other
5 grants received by the District government that are not
6 reflected in the amounts appropriated in this Act. No such
7 Federal, private, or other grant may be accepted, obli-
8 gated, or expended until (1) the Chief Financial Officer
9 of the District of Columbia submits to the Council a report
10 setting forth detailed information regarding such grant,
11 and (2) the Council has reviewed and approved the accept-
12 ance, obligation, and expenditure of such grant, such ap-
13 proval contingent upon (A) no written notice of dis-
14 approval being filed with the Secretary to the Council
15 within 14 calendar days of the receipt of the report from
16 the Chief Financial Officer, and no oral notice of dis-
17 approval is given during a meeting of the Council during
18 such 14 calendar day period, the report shall be deemed
19 to be approved, and (B) should notice of disapproval be
20 given during such initial 14-calendar day period, the
21 Council may approve or disapprove the report by resolu-
22 tion within 30 calendar days of the initial receipt of the
23 report from the Chief Financial Officer, or such report
24 shall be deemed to be approved. No amount may be obli-
25 gated or expended from the general fund or other funds

1 of the District government in anticipation of the approval
2 or receipt of a grant or in anticipation of the approval
3 or receipt of a Federal, private, or other grant not subject
4 to these provisions. The Chief Financial Officer of the Dis-
5 trict of Columbia shall prepare a quarterly report setting
6 forth detailed information regarding all Federal, private,
7 and other grants subject to these provisions. Each such
8 report shall be submitted to the Council of the District
9 of Columbia, and to the Committees on Appropriations of
10 the House of Representatives and the Senate, not later
11 than 15 days after the end of the quarter covered by the
12 report.

13 SEC. 120. (a) RESTRICTIONS ON USE OF OFFICIAL
14 VEHICLES.—Except as otherwise provided in this section,
15 none of the funds made available by this Act or by any
16 other Act may be used to provide any officer or employee
17 of the District of Columbia with an official vehicle unless
18 the officer or employee uses the vehicle only in the per-
19 formance of the officer’s or employee’s official duties. For
20 purposes of this paragraph, the term “official duties” does
21 not include travel between the officer’s or employee’s resi-
22 dence and workplace (except: (1) in the case of an officer
23 or employee of the Metropolitan Police Department who
24 resides in the District of Columbia or is otherwise des-
25 ignated by the Chief of the Department; (2) at the discre-

tion of the Fire Chief, an officer or employee of the District of Columbia Fire and Emergency Medical Services Department who resides in the District of Columbia and is on call 24 hours a day; (3) the Mayor of the District of Columbia; and (4) the Chairman of the Council of the District of Columbia).

(b) INVENTORY OF VEHICLES.—The Chief Financial Officer of the District of Columbia shall submit, by November 15, 2001, an inventory, as of September 30, 2001, of all vehicles owned, leased or operated by the District of Columbia government. The inventory shall include, but not be limited to, the department to which the vehicle is assigned; the year and make of the vehicle; the acquisition date and cost; the general condition of the vehicle; annual operating and maintenance costs; current mileage; and whether the vehicle is allowed to be taken home by a District officer or employee and if so, the officer or employee's title and resident location.

SEC. 121. No officer or employee of the District of Columbia government (including any independent agency of the District but excluding the Chief Financial Officer of the District of Columbia, the Metropolitan Police Department, and the Office of the Chief Technology Officer) may enter into an agreement in excess of \$2,500 for the procurement of goods or services on behalf of any entity

1 of the District government until the officer or employee
2 has conducted an analysis of how the procurement of the
3 goods and services involved under the applicable regula-
4 tions and procedures of the District government would dif-
5 fer from the procurement of the goods and services in-
6 volved under the Federal supply schedule and other appli-
7 cable regulations and procedures of the General Services
8 Administration, including an analysis of any differences
9 in the costs to be incurred and the time required to obtain
10 the goods or services.

11 SEC. 122. Notwithstanding any other provision of
12 law, not later than 120 days after the date that a District
13 of Columbia Public Schools (DCPS) student is referred
14 for evaluation or assessment—

15 (1) the District of Columbia Board of Edu-
16 cation, or its successor, and DCPS shall assess or
17 evaluate a student who may have a disability and
18 who may require special education services; and

19 (2) if a student is classified as having a dis-
20 ability, as defined in section 101(a)(1) of the Indi-
21 viduals with Disabilities Education Act (84 Stat.
22 175; 20 U.S.C. 1401(a)(1)) or in section 7(8) of the
23 Rehabilitation Act of 1973 (87 Stat. 359; 29 U.S.C.
24 706(8)), the Board and DCPS shall place that stu-

1 dent in an appropriate program of special education
2 services.

3 SEC. 123. (a) COMPLIANCE WITH BUY AMERICAN
4 ACT.—None of the funds made available in this Act may
5 be expended by an entity unless the entity agrees that in
6 expending the funds the entity will comply with the Buy
7 American Act (41 U.S.C. 10a–10c).

8 (b) SENSE OF THE CONGRESS; REQUIREMENT RE-
9 GARDING NOTICE.—

10 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
11 AND PRODUCTS.—In the case of any equipment or
12 product that may be authorized to be purchased
13 with financial assistance provided using funds made
14 available in this Act, it is the sense of the Congress
15 that entities receiving the assistance should, in ex-
16 pending the assistance, purchase only American-
17 made equipment and products to the greatest extent
18 practicable.

19 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
20 In providing financial assistance using funds made
21 available in this Act, the head of each agency of the
22 Federal or District of Columbia government shall
23 provide to each recipient of the assistance a notice
24 describing the statement made in paragraph (1) by
25 the Congress.

1 (c) PROHIBITION OF CONTRACTS WITH PERSONS
2 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—

3 If it has been finally determined by a court or Federal
4 agency that any person intentionally affixed a label bear-
5 ing a “Made in America” inscription, or any inscription
6 with the same meaning, to any product sold in or shipped
7 to the United States that is not made in the United
8 States, the person shall be ineligible to receive any con-
9 tract or subcontract made with funds made available in
10 this Act, pursuant to the debarment, suspension, and ineli-
11 gibility procedures described in sections 9.400 through
12 9.409 of title 48, Code of Federal Regulations.

13 SEC. 124. None of the funds contained in this Act
14 may be used for purposes of the annual independent audit
15 of the District of Columbia government for fiscal year
16 2002 unless—

17 (1) the audit is conducted by the Inspector
18 General of the District of Columbia, in coordination
19 with the Chief Financial Officer of the District of
20 Columbia, pursuant to section 208(a)(4) of the Dis-
21 trict of Columbia Procurement Practices Act of
22 1985 (D.C. Code, sec. 1–1182.8(a)(4)); and

23 (2) the audit includes a comparison of audited
24 actual year-end results with the revenues submitted

1 in the budget document for such year and the appro-
2 priations enacted into law for such year.

3 SEC. 125. None of the Federal funds contained in
4 this Act may be used by the District of Columbia Corpora-
5 tion Counsel or any other officer or entity of the District
6 government to provide assistance for any petition drive or
7 civil action which seeks to require Congress to provide for
8 voting representation in Congress for the District of Co-
9 lumbia.

10 SEC. 126. No later than November 1, 2001, or within
11 30 calendar days after the date of the enactment of this
12 Act, whichever occurs later, the Chief Financial Officer
13 of the District of Columbia shall submit to the appropriate
14 committees of Congress, the Mayor, and the Council a re-
15 vised appropriated funds operating budget in the format
16 of the budget that the District of Columbia government
17 submitted pursuant to section 442 of the District of Co-
18 lumbia Home Rule Act (Public Law 93–198; D.C. Code,
19 sec. 47–301), for all agencies of the District of Columbia
20 government for such fiscal year that is in the total amount
21 of the approved appropriation and that realigns all budg-
22 eted data for personal services and other-than-personal-
23 services, respectively, with anticipated actual expenditures.

24 SEC. 127. (a) None of the Federal funds contained
25 in this Act may be used for any program of distributing

1 sterile needles or syringes for the hypodermic injection of
2 any illegal drug.

3 (b) Any individual or entity who receives any funds
4 contained in this Act and who carries out any program
5 described in subsection (a) shall account for all funds used
6 for such program separately from any funds contained in
7 this Act.

8 SEC. 128. None of the funds contained in this Act
9 may be used after the expiration of the 60-day period that
10 begins on the date of the enactment of this Act to pay
11 the salary of any chief financial officer of any office of
12 the District of Columbia government who has not filed a
13 certification with the Mayor and the Chief Financial Offi-
14 cer of the District of Columbia that the officer under-
15 stands the duties and restrictions applicable to the officer
16 and the officer's agency as a result of this Act (and the
17 amendments made by this Act), including any duty to pre-
18 pare a report requested either in the Act or in any of the
19 reports accompanying the Act and the deadline by which
20 each report must be submitted, and the District's Chief
21 Financial Officer shall provide to the Committees on Ap-
22 propriations of the Senate and the House of Representa-
23 tives by the 10th day after the end of each quarter a sum-
24 mary list showing each report, the due date and the date
25 submitted to the Committees.

1 SEC. 129. (a) None of the funds contained in this
 2 Act may be used to enact or carry out any law, rule, or
 3 regulation to legalize or otherwise reduce penalties associ-
 4 ated with the possession, use, or distribution of any sched-
 5 ule I substance under the Controlled Substances Act (21
 6 U.S.C. 802) or any tetrahydrocannabinols derivative.

7 (b) The Legalization of Marijuana for Medical Treat-
 8 ment Initiative of 1998, also known as Initiative 59, ap-
 9 proved by the electors of the District of Columbia on No-
 10 vember 3, 1998, shall not take effect.

11 SEC. 130. Nothing in this Act may be construed to
 12 prevent the Council or Mayor of the District of Columbia
 13 from addressing the issue of the provision of contraceptive
 14 coverage by health insurance plans, but it is the intent
 15 of Congress that any legislation enacted on such issue
 16 should include a “conscience clause” which provides excep-
 17 tions for religious beliefs and moral convictions.

18 PROMPT PAYMENT OF APPOINTED COUNSEL

19 SEC. 131. (a) ASSESSMENT OF INTEREST FOR DE-
 20 LAYED PAYMENTS.—If the Superior Court of the District
 21 of Columbia or the District of Columbia Court of Appeals
 22 does not make a payment described in subsection (b) prior
 23 to the expiration of the 45-day period which begins on the
 24 date the Court receives a completed voucher for a claim
 25 for the payment, interest shall be assessed against the
 26 amount of the payment which would otherwise be made

1 to take into account the period which begins on the day
2 after the expiration of such 45-day period and which ends
3 on the day the Court makes the payment.

4 (b) PAYMENTS DESCRIBED.—A payment described in
5 this subsection is—

6 (1) a payment authorized under section 11–
7 2604 and section 11–2605, D.C. Code (relating to
8 representation provided under the District of Colum-
9 bia Criminal Justice Act);

10 (2) a payment for counsel appointed in pro-
11 ceedings in the Family Division of the Superior
12 Court of the District of Columbia under chapter 23
13 of title 16, D.C. Code; or

14 (3) a payment for counsel authorized under sec-
15 tion 21–2060, D.C. Code (relating to representation
16 provided under the District of Columbia Guardian-
17 ship, Protective Proceedings, and Durable Power of
18 Attorney Act of 1986).

19 (c) STANDARDS FOR SUBMISSION OF COMPLETED
20 VOUCHERS.—The chief judges of the Superior Court of
21 the District of Columbia and the District of Columbia
22 Court of Appeals shall establish standards and criteria for
23 determining whether vouchers submitted for claims for
24 payments described in subsection (b) are complete, and

1 shall publish and make such standards and criteria avail-
2 able to attorneys who practice before such Courts.

3 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
4 tion shall be construed to require the assessment of inter-
5 est against any claim (or portion of any claim) which is
6 denied by the Court involved.

7 (e) EFFECTIVE DATE.—This section shall apply with
8 respect to claims received by the Superior Court of the
9 District of Columbia or the District of Columbia Court
10 of Appeals during fiscal year 2002, and claims received
11 previously that remain unpaid at the end of fiscal year
12 2001, and would have qualified for interest payment under
13 this section.

14 SEC. 132. The Mayor of the District of Columbia
15 shall submit to the Senate and House Committees on Ap-
16 propriations, the Senate Governmental Affairs Committee,
17 and the House Government Reform Committee quarterly
18 reports addressing the following issues: (1) crime, includ-
19 ing the homicide rate, implementation of community polic-
20 ing, the number of police officers on local beats, and the
21 closing down of open-air drug markets; (2) access to drug
22 abuse treatment, including the number of treatment slots,
23 the number of people served, the number of people on
24 waiting lists, and the effectiveness of treatment programs;
25 (3) management of parolees and pre-trial violent offend-

1 ers, including the number of halfway house escapes and
 2 steps taken to improve monitoring and supervision of half-
 3 way house residents to reduce the number of escapes to
 4 be provided in consultation with the Court Services and
 5 Offender Supervision Agency; (4) education, including ac-
 6 cess to special education services and student achievement
 7 to be provided in consultation with the District of Colum-
 8 bia Public Schools; (5) improvement in basic District serv-
 9 ices, including rat control and abatement; (6) application
 10 for and management of Federal grants, including the
 11 number and type of grants for which the District was eligi-
 12 ble but failed to apply and the number and type of grants
 13 awarded to the District but for which the District failed
 14 to spend the amounts received; and (7) indicators of child
 15 well-being.

16 RESERVE FUNDS

17 SEC. 133. (a) IN GENERAL.—Section 202(j) of Pub-
 18 lic Law 104–8, the District of Columbia Financial Respon-
 19 sibility and Management Assistance Act of 1995 is amend-
 20 ed to read as follows:

21 “(j) RESERVE FUNDS.—

22 “(1) BUDGET RESERVE.—

23 “(A) IN GENERAL.—For each of the fiscal
 24 years 2002 and 2003, the budget of the District
 25 government for the fiscal year shall contain a
 26 budget reserve in the following amounts:

1 “(i) \$120,000,000, in the case of fis-
2 cal year 2002.

3 “(ii) \$70,000,000, in the case of fiscal
4 year 2003.

5 “(B) AVAILABILITY OF FUNDS.—Any
6 amount made available from the budget reserve
7 described in subparagraph (A) shall remain
8 available until expended.

9 “(2) CUMULATIVE CASH RESERVE.—In addition
10 to any other cash reserves required under section
11 450A of the District of Columbia Home Rule Act,
12 for each of the fiscal years 2004 and 2005, the
13 budget of the District government for the fiscal year
14 shall contain a cumulative cash reserve of
15 \$50,000,000.

16 “(3) CONDITIONS ON USE.—The District of Co-
17 lumbia may obligate or expend amounts in the budg-
18 et reserve under paragraph (1) or the cumulative
19 cash reserve under paragraph (2) only in accordance
20 with the following conditions:

21 “(A) The Chief Financial Officer of the
22 District of Columbia shall certify that the
23 amounts are available.

24 “(B) The amounts shall be obligated or ex-
25 pended in accordance with laws enacted by the

1 Council in support of each such obligation or
2 expenditure.

3 “(C) The amounts may not be used to
4 fund the agencies of the District of Columbia
5 government under court ordered receivership.

6 “(D) The amounts may be obligated or ex-
7 pended only if the Mayor notifies the Commit-
8 tees on Appropriations of the House of Rep-
9 resentatives and Senate in writing 30 days in
10 advance of any obligation or expenditure.

11 “(4) REPLENISHMENT.—Any amount of the
12 budget reserve under paragraph (1) or the cumu-
13 lative cash reserve under paragraph (2) which is ex-
14 pended in one fiscal year shall be replenished in the
15 following fiscal year appropriations to maintain the
16 required balance.”.

17 (b) EFFECTIVE DATE.—The amendment made by
18 subsection (a) shall take effect October 1, 2001.

19 (c) CONFORMING AMENDMENTS.—Section 159(c) of
20 the District of Columbia Appropriations Act, 2001 (Public
21 Law 106–522; 114 Stat. 2482) is amended to read as fol-
22 lows:

23 “(c) EFFECTIVE DATE.—

1 “(1) IN GENERAL.—Except as provided in para-
 2 graph (2), this section and the amendments made by
 3 this section shall take effect on October 1, 2000.

4 “(2) REPEAL OF POSITIVE FUND BALANCE RE-
 5 QUIREMENT.—The amendment made by subsection
 6 (b)(2) shall take effect October 1, 1999.

7 “(3) TRANSFER OF FUNDS.—All funds identi-
 8 fied by the District government pursuant to section
 9 148 of Public Law 106–113, as reflected in the cer-
 10 tified annual financial report for fiscal year 2000,
 11 shall be deposited during fiscal year 2002 into the
 12 Emergency and Contingency Reserve Funds estab-
 13 lished pursuant to Section 159 of Public Law 106–
 14 522, during fiscal year 2002.”.

15 (d) CONTINGENCY RESERVE FUND.—Section
 16 450A(b) of the Home Rule Act (Public Law 93–198) is
 17 amended—

18 (1) by striking paragraph (1) and inserting the
 19 following:

20 “(1) IN GENERAL.—There is established a con-
 21 tingency cash reserve fund (in this subsection re-
 22 ferred to as the ‘contingency reserve fund’) as an in-
 23 terest-bearing account (separate from other accounts
 24 in the General Fund) into which the Mayor shall de-
 25 posit in cash not later than October 1 of each fiscal

1 year (beginning with fiscal year 2002) such amount
 2 as may be required to maintain a balance in the
 3 fund of at least 3 percent of the total budget appro-
 4 priated for operating expenditures for such fiscal
 5 year which is derived from local funds (or, in the
 6 case of fiscal years prior to fiscal year 2007, such
 7 amount as may be required to maintain a balance in
 8 the fund of at least the minimum contingency re-
 9 serve balance for such fiscal year, as determined
 10 under paragraph (2)).”; and

11 (2) by striking subparagraph (B) of paragraph
 12 (2) and inserting the following:

13 “(B) APPLICABLE PERCENTAGE DE-
 14 FINED.—In subparagraph (A), the ‘applicable
 15 percentage’ with respect to a fiscal year means
 16 the following:

17 “(i) For fiscal year 2002, 0 percent.

18 “(ii) For fiscal year 2003, 0 percent.

19 “(iii) For fiscal year 2004, 0 percent.

20 “(iv) For fiscal year 2005, 1 percent.

21 “(v) For fiscal year 2006, 2 percent.”.

22 SEC. 134. INTEGRATED PRODUCT TEAM. No funds
 23 appropriated by this Act shall be available for an Inte-
 24 grated Product Team until reorganization plans for the
 25 Integrated Product Team and a Capital Construction

1 Services Administration have been approved, or deemed
2 approved, by the Council: *Provided*, That this paragraph
3 shall not apply to funds appropriated for the Office of
4 Contracting and Procurement.

5 SEC. 135. CORPORATION COUNSEL ANTITRUST,
6 ANTIFRAUD, CONSUMER PROTECTION FUNDS. All funds
7 whenever deposited in the District of Columbia Antitrust
8 Fund established pursuant to section 2 of the District of
9 Columbia Antitrust Act of 1980 (D.C. Law 3–169; D.C.
10 Code § 28–4516), the Antifraud Fund established pursu-
11 ant to section 820 of the District of Columbia Procure-
12 ment Practices Act of 1985, effective February 21, 1986
13 (D.C. Law 6–85; D.C. Code § 1–1188.20), and the Dis-
14 trict of Columbia Consumer Protection Fund established
15 pursuant to section 1402 of the District of Columbia
16 Budget Support Act for fiscal year 2001 (D.C. Law 13–
17 172; D.C. Code § 28–3911), are hereby appropriated for
18 the use of the Office of the Corporation Counsel of the
19 District of Columbia until September 30, 2003, in accord-
20 ance with the statutes that established these funds.

21 SEC. 136. RISK MANAGEMENT FOR SETTLEMENTS
22 AND JUDGMENTS. In addition to any other authority to
23 pay claims and judgments, any department, agency, or in-
24 strumentality of the District government may pay the set-
25 tlement or judgment of a claim or lawsuit in an amount

1 less than \$10,000, in accordance with the Risk Manage-
2 ment for Settlements and Judgments Amendment Act of
3 2000, effective October 19, 2000 (D.C. Law 13–172; D.C.
4 Official Code § 2–402).

5 This Act may be cited as the “District of Columbia
6 Appropriations Act, 2002”.

Calendar No. 196

107TH CONGRESS
1ST Session

S. 1543

[Report No. 107-85]

A BILL

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2002, and for other purposes.

OCTOBER 15, 2001

Read twice and placed on the calendar